

ORIGINAL

Caldwell

(238)  
4/24/01

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

SAMSON OMOSEFUNMI,  
PLAINTIFF,

Vs.

YORK COUNTY PRISON, ET., AL.  
DEFENDANTS.

DKT. #:1:00-CV-02228

FILED  
HARRISBURG

APR 23 2001

MARY E. D'ANDREA, CLERK


DEPUTY CLERK

PLAINTIFF'S OPPOSITION TO DEFENDANTS' Per  
MOTION TO DISMISS

COMES NOW plaintiff, Samson Omosfunmi, pro se, hereby opposes defenfants' Jyl Hummel; Frank Kluyber, Jr.; Mark Lutz; Everhart; Francisco; and Jane Doe(s) motions to dismiss, pursuant to Fed.R.Civ.P. Rules 12(b)(6). Defendants' motions are without merit and should be denied, where defendants have failed to demonstrates that, taking all of plaintiff's allegations of facts as true, there are no circumstances under which relief may be granted by this Honorable Court. See Roma Construction Co., Inc. v. Arusso, 96 F.3d 566 (1st Cir. 1996).

In support of this opposition, plaintiff will submit a memorandum of law and has timely sought an enlargement of time in which to file said motion and memorandum of law in support of plaintiff's opposition to defendants' motions to dismiss.

Respectfully Submitted,  
By The Plaintiff,

 4/16/01

Samson Omosfunmi, Pro Se  
#026864117  
Buffalo Fed. Det. Fac.  
4250 Federal Drive  
Batavia, NY., 14020

Dated: April 16th, 2001.

Hon. Clerk of Courts  
United States District Court  
Middle District of Pennsylvania  
U.S. COURTHOUSE  
228 Walnut Street  
P.O. Box 983  
Harrisburg, PA., 17108

Samson Omosfunmi  
#026864117  
4250 Federal Drive  
Batavia, NY., 14020  
April 16th, 2001.


RE: OMOSEFUNMI Vs. YORK COUNTY PRISON, ET., AL.  
DKT. #:1:00-CV-02228

Dear Hon. Clerk;

Enclosed for filing, please find the following documents: (1) PLAINTIFF'S OPPOSITION TO DEFENDANTS' MOTIONS TO DISMISS; (2) PLAINTIFF'S MOTION FOR APPOINTMENT OF COUNSEL; and (3) CERTIFICATE OF SERVICE, in the above-captioned case.

Thank you for your prompt attention to this matter.

Sincerely,

 4/16/01  
Samson Omosfunmi, Pro Se

cc: Atty. Jacqueline M. Carolan, Esq.  
FOX - ROTHSCHILD, O'BRIEN & FRANKEL, LLP.  
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Philadelphia, PA., 19103-3291

Atty. Donald L. Reihart, Esq.  
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2600 Eastern Blvd., Suite 204  
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